

ASSEMBLY BILL

No. 856

Introduced by Assembly Member Caballero

February 26, 2009

An act to amend Section 14655 of the Food and Agricultural Code, relating to fertilizer.

LEGISLATIVE COUNSEL'S DIGEST

AB 856, as introduced, Caballero. Fertilizer.

Existing law generally regulates fertilizer materials and provides for the licensure of individuals who manufacture or distribute fertilizing materials.

This bill would make nonsubstantive changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 14655 of the Food and Agricultural Code
2 is amended to read:
3 14655. (a) Any lot of fertilizing material for which a hold
4 order or notice is issued shall be held by the person having control
5 of the material and shall not be distributed or moved except under
6 the specific directions of the secretary, pending final disposition
7 pursuant to this chapter. This does not prevent the person who has
8 control of the material from inspecting any seized material or from
9 taking a reasonable sample for evidence while in the presence of
10 a person designated by the ~~director~~ *secretary*.

1 (b) The movement, distribution, or sale of all or part of any
2 product that has been quarantined by the secretary, unless the
3 movement, distribution, or sale has the prior approval of the
4 secretary, is a misdemeanor punishable by a fine of not more than
5 five hundred dollars (\$500). A second or subsequent violation of
6 this subdivision is a misdemeanor punishable by a fine of not less
7 than one thousand dollars (\$1,000).

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